
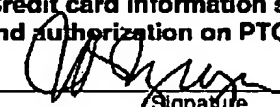


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NOTICE OF APPEAL FROM THE EXAMINER TO THE BOARD OF PATENT APPEALS AND INTERFERENCES		Docket Number (Optional) <div style="text-align: right;">42P6731C</div>
I hereby certify that this correspondence is being transmitted via facsimile on the date shown below to the United States Patent and Trademark Office. <div style="text-align: right;">September 13, 2005</div>		In re Application of Andrew W. Martwick <hr/> Application Number Filed <div style="display: flex; justify-content: space-between;"> 10/777,611 02/12/2004 </div> <hr/> For SELF UPDATING A FIRMWARE DEVICE <hr/> Art Unit Examiner <div style="display: flex; justify-content: space-between;"> 2182 ILWOO PARK </div>
Signature  Typed or printed name <u>Tu T. Nguyen</u>		
<p>Applicant hereby appeals to the Board of Patent Appeals and Interferences from the last decision of the examiner.</p> <p>The fee for this Notice of Appeal is (37 CFR 1.17(b)) \$500.00</p> <p><input type="checkbox"/> Applicant claims small entity status under 37 CFR 1.27. Therefore, the fee shown above is reduced by half, and the resulting fee is: _____</p> <p><input type="checkbox"/> A check in the amount of the fee is enclosed.</p> <p><input type="checkbox"/> Payment by credit card. Form PTO-2038 is attached.</p> <p><input checked="" type="checkbox"/> The Director has already been authorized to charge fees in this application to a Deposit Account. I have enclosed a duplicate copy of the fee transmittal.</p> <p><input checked="" type="checkbox"/> The Director is hereby authorized to charge any fees which may be required, or credit any overpayment to Deposit Account No. <u>02-2666</u>. I have enclosed a duplicate copy of the fee transmittal.</p> <p><input type="checkbox"/> A petition for an extension of time under 37 CFR 1.136(a) (PTO/SB/22) is enclosed.</p> <p>WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2039.</p> <p>I am the</p> <div style="display: flex; justify-content: space-between;"> <div> <input type="checkbox"/> applicant/inventor. <input type="checkbox"/> assignee of record of the entire interest. See 37 CFR 3.71. Statement under 37 CFR 3.73(b) is enclosed. (Form PTO/SB/96) <input checked="" type="checkbox"/> attorney or agent of record. <input type="checkbox"/> attorney or agent acting under 37 CFR 1.34(a). Registration number if acting under 37 CFR 1.34(a) _____ </div> <div style="text-align: right;">  Think V. Nguyen, Reg. No. 42,034 Typed or printed name <div style="text-align: right;">09/13/05</div> <div style="text-align: right;">Date</div> </div> </div> <p><small>NOTE: Signatures of all the inventors or assignees of record of the entire interest or their representative(s) are required. Submit multiple forms if more than one signature is required, see below.</small></p>		
<input type="checkbox"/> Total of _____ forms are submitted.		

Based on PTO/SB/91 (09-02) as modified by Blakey, Schkott, Taylor & Zelman (w/09/11/2003).
SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450

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